

Message Text

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64

ACTION EUR-12

INFO OCT-01 ISO-00 AGR-10 AID-05 CEA-01 CIAE-00 COME-00

EB-07 FRB-01 INR-07 NSAE-00 CIEP-02 SP-02 STR-04

TRSE-00 LAB-04 SIL-01 SAM-01 OMB-01 L-03 /062 W

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R 171746Z AUG 76

FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC 1722

INFO ALL EC CAPITALS 2422

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PASS AGRICULTURE

E.O. 11652:N/A

TAGS: EAGR,EEC

SUBJECT: NFDM COMPULSORY PURCHASE SCHEME

REF: (A) EC BRUSSELS 3276,(B) EC A-346

1. COMMISSION REGULATION NO. 1966/76 REDUCES THE PERIOD OF VALIDITY OF THE "PROTEIN CERTIFICATES" ISSUED UNDER THE NFDM COMPULSORY PURCHASE SCHEME AS WELL AS THE MAXIMUM PERIOD IN WHICH A REFUND OF THE IMPORT DEPOSIT CAN BE OBTAINED,EFFECTIVE AUGUST 8, 1976. DETAILED RULES FOR THE OPERATION OF THE COMPULSORY PURCHASE SCHEME WERE LAID DOWN IN COMMISSION REGULATION NO. 677/76 (REFS A AND B). IT WILL BE RECALLED THAT THE PROTEIN CERTIFICATE,WHICH IS AN ENTITLEMENT TO IMPORT CERTAIN SPECIFIED PROTEIN FEEDS,IS GRANTED ONLY AFTER AN IMPORT DEPOSIT IS POSTED THE DEPOSIT IS REFUNDED UPON PRESENTATION OF A DOCUMENT SPECIFYING THAT THE PRESCRIBED QUANTITY OF NFDM HAS BEEN PURCHASED AND DENATURED OR THAT THE IMPORTED PRODUCT HAS BEEN USED IN SUCH A WAY AS TO QUALIFY FOR AN EXEMPTION FROM THE COMPULSORY PURCHASE SCHEME (FOR EXAMPLE,USED FOR HUMAN CONSUMPTION,REEXPORTED,ETC.). REGULATION NO. 677/76 PROVIDED FOR A 3-MONTH PERIOD OF VALIDITY FOR PROTEIN CERTIFICATES; THE SUBMISSION OF THE NFDM PURCHASE DOCUMENT OR PROOF OF EXEMPTION

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WAS TO BE FURNISHED WITHIN 6 MONTHS FOLLOWING THE EXPIRATION OF THE PROTEIN CERTIFICATE. THUS,EC IMPORTERS AND COMPOUNDERS

WERE ALLOWED A TOTAL OF 9 MONTHS WITHIN WHICH TO APPLY FOR A REFUND OF THE IMPORT DEPOSIT.

2. REGULATION NO. 1966/76 PROVIDES THAT PROTEIN CERTIFICATES ISSUED PURSUANT TO APPLICATIONS SUBMITTED AFTER AUGUST 8, 1976, WILL BE VALID FOR ONLY 1 MONTH FROM THEIR DATE OF ISSUE. FURTHERMORE, IT PROVIDES THAT THE PURCHASE DOCUMENT (I.E., REQUEST FOR REFUND OF THE IMPORT DEPOSIT) MUST BE SUBMITTED BY MARCH 1, 1977. PROOF THAT THE IMPORTED PROTEIN PRODUCTS QUALIFY FOR THE EXEMPTION FOR PRODUCTS FOR HUMAN CONSUMPTION OR FOR USE BY THE CHEMICAL OR PHARMACEUTICAL INDUSTRY MUST BE FURNISHED BY APRIL 30, 1977. HOWEVER, PROOF OF ELIGIBILITY FOR OTHER EXEMPTIONS MUST BE FURNISHED BY MARCH 1, 1977.

3. COMMISSION OFFICIALS FEEL THAT THE ABOVE CHANGES WILL MAKE IT EASIER TO EVALUATE THE EFFECTIVENESS OF THE SCHEME. THEY FELT THAT THE TIME GAP PERMITTED BETWEEN POSTING OF THE DEPOSIT AND PURCHASE OF THE NFDM WAS UNDULY LONG. FOR EXAMPLE, IT WOULD HAVE BEEN POSSIBLE, UNDER THE PREVIOUS RULES, FOR DEPOSITS POSTED ON OCTOBER 30, 1976 (THE EXPIRATION DATE OF THE IMPORT DEPOSIT REQUIREMENT ACCORDING TO EXISTING REGULATIONS) TO REMAIN OUTSTANDING UNTIL THE END OF JULY 1977.
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